



Docket No.: PF-0379-1 DIV

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Bandman et al.

Title: HUMAN MITOCHONDRIAL MALATE DEHYDROGENASE

Serial No.: 09/915,694

Filing Date: July 25, 2001

Examiner: Fronda, C.

Group Art Unit: 1652

Mail Stop: Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION FOR EXTENSION OF TIME UNDER 37 CFR § 1.136**

Sir:

Applicant respectfully petitions for a one (1) month extension of time within which to respond, Notice of Appeal filed on September 30, 2003, and received by the USPTO on October 6, 2003, such extension allowing the undersigned until January 6, 2004, to respond.

Please charge Deposit Account No. **09-0108** in the amount of **\$ 110.00**, as set forth in the enclosed transmittal letter. If the USPTO determines that an additional fee is necessary, please charge any required fee to Deposit Account No. **09-0108**.

Respectfully submitted,

01/13/2004 MGBREM1 00000034 090108 09915694  
02 FC:1251 110.00 DA

INCYTE CORPORATION

Date: 1/06/04

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